



PATENT
Serial No. 09/743,883; Filing Date January 16, 2001
Examiner Charesse L. Evans; Art Unit 1615
Attorney Docket No. von Kreis.011

THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of Jörg Peter Schür :
Serial No. 09/743,883 :
Filing Date: January 16, 2001 : Examiner: Charesse L. Evans
Based upon : Group Art Unit: 1615
International Application No. PCT/EP99/04896 :
International Filing Date: July 13, 1999 :
Title: "ANTIMICROBIAL COMPOSITION" :

CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8(a)

I hereby certify that the enclosed Request for Continued Examination and Amendment and Response To United States Patent and Trademark Office Examiner's Action Under 37 C.F.R. § 1.111, are being sent by First Class mail, postage prepaid, in an envelope properly addressed to "MAIL STOP — RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" on April 18, 2005.

April 18, 2004
Date of Certification

John S. Child, Jr.
John S. Child, Jr.

PETITION FOR EXTENSION OF TIME UNDER 37 C.F.R. § 1.136(a)

Amendment and Response Under 37 C.F.R. § 1.111 is in response to an United States Patent and Trademark Office Examiner's Office Action dated October 22, 2004. The Office Action has a shortened statutory period for response of three (3) months, i.e., until January 22, 2005. Applicant hereby requests a three (3) month extension of time, from January 22, 2005, to April 22, 2005, and included the payment of \$510.00 for the extension fee (small entity) in the enclosed check.

Respectfully submitted,

John S. Child, Jr.
John S. Child, Jr.
PTO Registration No. 28,833

AUTHORIZATION TO CHARGE DEPOSIT ACCOUNT

In the event that a fee calculation is incorrect, the Commissioner is authorized to charge any underpayment or credit any overpayment to Deposit Account 04-1406. A duplicate copy of this sheet is enclosed for fee-processing, if necessary.

DANN DORFMAN HERRELL AND SKILLMAN
A Professional Corporation

John S. Child, Jr.
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MAIL STOP — RCE

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

**AMENDMENT AND RESPONSE
TO UNITED STATES PATENT AND TRADEMARK OFFICE
EXAMINER'S ACTION UNDER 37 C.F.R. § 1.111**

Dear Sir:

I Introduction

Applicant's Amendment and Response is to an United States Patent and Trademark Office ("Patent Office") Examiner's Action ("Action") dated October 22, 2004. The Action provided Applicant with a shortened statutory period for Applicant's Response of three (3) months, *i.e.*, to January 22, 2005. Applicant has submitted a Petition for an Extension of Time of three months, *i.e.*, until April 22, 2005 and has included the required fee. Accordingly, Applicant's Response is timely as it is being filed on April 18, 2005, with a Certificate of Mailing under 37 C.F.R. § 1.8(a).

As the examiner has made the Action final, Applicant also submits concurrently herewith a Request for Continued Examination Under 37 C.F.R. § 1.114. Under that rule, in response to the filing of the Request for Continued Examination and Amendment and Response, the Patent Office will withdraw the finality of the Action. For that reason, the Amendment and Response is characterized as being to a non-final Action.